

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

CREIGHTON SAINT JOSEPH REGIONAL)	CASE NO. 8:09CV114
HEALTHCARE, LLC d/b/a SAINT)	
JOSEPH HOSPITAL-CREIGHTON)	
UNIVERSITY MEDICAL CENTER,)	
)	ORDER ON REMAND
Plaintiff,)	
)	
v.)	
)	
SIMMONDS RESTAURANT)	
MANAGEMENT, INC.; and SIMMONDS)	
RESTAURANT MANAGEMENT, INC.)	
EMPLOYEE BENEFIT PLAN,)	
)	
Defendants.)	

For the reasons stated in the Court's Memorandum and Order of this same date, this Court lacks subject matter jurisdiction in this case and the case is remanded to the District Court of Douglas County, Nebraska, for further proceedings.

Dated this 16th day of December, 2009.

BY THE COURT:

s/Laurie Smith Camp
United States District Court